

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of :
Gregory Ashton et al. : Confirmation No.
Serial No. To be assigned : Group Art Unit
Filed April 14, 2004 : Examiner

For Dual Cuff For A Unitary Disposable Absorbent Article Being Spaced Away From Backsheet

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, record is being made on the attached Form PTO/SB08 of documents which the Patent Office may wish to consider in connection with examination of the above-identified patent application. It is respectfully requested that the cited documents be carefully considered by the Examiner and made of record in this case. As provided in §1.97(g), no representation is made or intended that a thorough art search was made. As provided in 37 C.F.R. §1.97(h), this Information Disclosure Statement does not constitute an admission of any kind, and specifically is not an admission that the documents listed on attached form PTO/SB08 are, or are considered to be, material to the patentability of the above-identified patent application, as defined in 37 C.F.R. §1.56(b).

1. ☒ 37 C.F.R. §1.97(b)(1) - U.S. Direct (use when filing IDS with nonprovisional patent application, or with Request for Continued Examination (RCE); or within 3 months of filing a nonprovisional patent application)

This information disclosure statement, submitted under 37 C.F.R. §1.97(b)(1), is being filed with the patent application, with a Request for Continued Examination or within three months of the filing date of a national application. Therefore, no fee is believed to be due.

2. ☐ **37 C.F.R. §1.97(b)(3) - (use when filing IDS more than 3 months after filing a nonprovisional patent application, but prior to receipt of first Office Action)**

This information disclosure statement is being submitted under 37 C.F.R. §1.97(b)(3). Applicants have not received an Office Action on the merits in the present application. Therefore, no fee is believed to be due. However, in the event that this paper is crossing in the mail with a first Office Action on the merits, authorization is hereby given to charge the required fee pursuant to 37 C.F.R. §1.97(c) and 37 C.F.R. §1.17(p) to Deposit Account No. 16-2480 in the name of The Procter & Gamble Company. A duplicate of this letter (or a fee transmittal form) is enclosed to facilitate charging of the fee, if necessary.

3. ☐ **37 C.F.R. §1.97(b)(4) - (use when filing IDS prior to receipt of first Office Action after the filing of a Request for Continued Examination (RCE) under §1.114)**

This information disclosure statement is being submitted under 37 C.F.R. §1.97(b)(4). Applicants have not received a first Office Action after filing a Request For Continued Examination (RCE). Therefore, no fee is believed to be due. However, in the event that this paper is crossing in the mail with a first Office Action on the merits, authorization is hereby given to charge the required fee pursuant to 37 C.F.R. §1.97(c) and 37 C.F.R. §1.17(p) to Deposit Account No. 16-2480 in the name of The Procter & Gamble Company. A duplicate of this letter (or a fee transmittal form) is enclosed to facilitate charging of the fee, if necessary.

4. ☐ **37 C.F.R. §1.97(c) with fee payment - (use when filing IDS after receipt of first Office Action, and before receipt of Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution)**

This information disclosure statement is being submitted under 37 C.F.R. §1.97(c). Applicant(s) have not received a final action under 37 C.F.R. §1.113, a notice of allowance under 37 C.F.R. §1.311, or an action that otherwise closes prosecution in the application (e.g., *Ex parte Quayle*) as of the date of this submission. Applicant(s) elect to pay the fee set forth in 37 C.F.R. §1.17(p). Please charge the fee set forth in 37 C.F.R. §1.17(p) to Deposit Account Number 16-2480 in the name of The Procter & Gamble Company. A duplicate copy of this letter (or a fee transmittal form) is enclosed to facilitate the charging of the fee.

5. ☐ **Information to be Considered with Continued Prosecution Application (CPA) Filing (use when filing IDS with a Continued Prosecution Application (CPA) for Design Case)**. This information disclosure statement is being filed with a Continued Prosecution Application (CPA) filed under 37 C.F.R. 1.53(d).

ADDITIONAL ITEMS TO BE NOTED BY THE EXAMINER:

☒ (2) (For use with applications filed after June 30, 2003.) In accordance with 37 C.F.R. §1.98(a)(2), Applicants are submitting copies of foreign patent documents and non-patent literature.

OR

☐ (3) All of the cited references were previously cited by or submitted to the USPTO in prior application Case No. ____, U.S. Patent Application Serial No. __, filed __. Applicants claim priority to said application under 35 U.S.C. §120. Accordingly, copies of previously submitted references are not provided with this Statement, pursuant to 37 C.F.R. §1.98(d). It is respectfully requested that the cited documents be carefully considered by the Examiner and made of record in this case.

OR

☐ (4) Copies of all said documents, except Cite Numbers ____, were submitted and considered in parent application U.S. Patent Application Serial No. ____, filed _____. Applicant(s) claim priority to said application under 35 U.S.C. §120. Accordingly, copies of previously submitted references are not provided with this Statement, pursuant to 37 C.F.R. §1.98(d). Copies of references not previously submitted are enclosed. It is respectfully requested that the cited documents be carefully considered by the Examiner and made of record in this case.

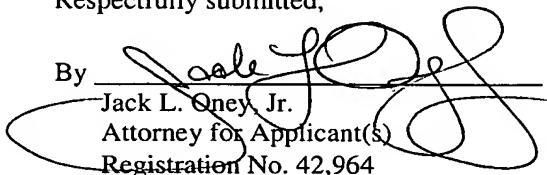
☐ (5) Pursuant to 37 C.F.R. §1.98(c), a concise explanation of the relevance of each cited reference that is not in the English language is provided.

☐ (6) Applicants also respectfully request the Examiner to consider and make of record the co-pending applications listed on the attached page.

☐ Additional information is attached.

Respectfully submitted,

By


 Jack L. Qney, Jr.
 Attorney for Applicant(s)
 Registration No. 42,964
 (513) 626-3047

Date: 4/14/04
Customer No. 27752
 (IDS.doc) (Last Revised 10/10/03)

Please type a plus sign (+) inside this box → [+]

PTO/SB08A (08-03)

U.S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

<p>Substitute for form 1449A/PTO</p> <p>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</p> <p>(use as many sheets as necessary)</p> <p>SHEET 1 of 2</p>	COMPLETE IF KNOWN	
	Application Number	To be assigned
	Confirmation Number	
	Filing Date	April 14, 2004
	First Named Inventor	Gregory Ashton
	Group Art Unit	
	Examiner Name	
Attorney Docket Number	9522	

U. S. PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. ¹	DOCUMENT NUMBER Number - Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
		US-2,075,189	03/30/1937	GALLIGAN ET AL.	
		US-3,025,199	03/13/1962	HARWOOD	
		US-3,848,594	11/19/1974	BUELL	
		US-3,860,003	01/14/1975	BUELL	
		US-3,911,173	10/07/1975	SPRAGUE, JR.	
		US-3,929,135	12/30/1975	THOMPSON	
		US-4,107,364	08/15/1978	SISSON	
		US-4,209,563	06/24/1980	SISSON	
		US-4,324,246	04/13/1982	MULLANE ET AL.	
		US-4,342,314	08/03/1982	RADEL ET AL.	
		US-4,463,045	07/31/1984	AHR ET AL.	
		US-4,515,595	05/07/1985	KIEVIT ET AL.	
		US-4,573,986	03/04/1986	MINETOLA ET AL.	
		US-4,609,518	09/02/1986	CURRO ET AL.	
		US-4,610,678	09/09/1986	WEISMAN ET AL.	
		US-4,629,643	12/16/1986	CURRO ET AL.	
		US-4,673,402	06/16/1987	WEISMAN ET AL.	
		US-4,695,278	09/22/1987	LAWSON	
		US-4,699,622	10/13/1987	TOUSSANT ET AL.	
		US-4,704,115	11/03/1987	BUELL	
		US-4,785,996	11/22/1988	ZIECKER ET AL.	
		US-4,795,454	01/03/1989	DRAGOO	
		US-4,808,178	02/28/1989	AZIZ ET AL.	
		US-4,834,735	05/30/1989	ALEMANY ET AL.	
		US-4,834,741	05/30/1989	SABEE	
		US-4,842,666	06/27/1989	WERENICZ	
		US-4,846,815	07/11/1989	SCRIPPS	
		US-4,888,231	12/19/1989	ANGSTADT	
		US-4,909,803	03/20/1990	AZIZ ET AL.	
		US-4,938,753	07/03/1990	VAN GOMPEL ET AL.	
		US-4,946,527	08/07/1990	BATTRELL	
		US-4,963,140	10/16/1990	ROBERTSON ET AL.	
		US-4,988,344	01/29/1991	REISING ET AL.	
		US-4,988,345	01/29/1991	REISING ET AL.	
		US-5,006,394	04/09/1991	BAIRD	
		US-5,026,364	06/25/1991	ROBERTSON	
		US-5,037,416	08/06/1991	ALLEN ET AL.	
		US-5,143,679 A	09/01/1992	WEBER ET AL.	
		US-5,147,345 A	09/15/1992	YOUNG ET AL.	
		US-5,151,092 A	09/29/1992	BUELL ET AL.	
		US-5,156,793 A	10/20/1992	BUELL ET AL.	
		US-5,167,653	12/01/1992	IGAUE ET AL.	
		US-5,167,897 A	12/01/1992	WEBER ET AL.	
		US-5,190,563 A	03/02/1993	HERRON ET AL.	
		US-5,221,274 A	06/22/1993	BUELL ET AL.	
		US-5,234,423 A	08/10/1993	ALEMANY ET AL.	

		US-5,260,345	A	11/09/1993	DESMARAIS ET AL.	
		US-5,269,775	A	12/14/1993	FREELAND ET AL.	
		US-5,330,458	A	07/19/1994	BUELL ET AL.	
		US-5,342,338	A	08/30/1994	ROE	
		US-5,518,801	A	05/21/1996	CHAPPELL ET AL.	
		US-5,554,145	A	09/10/1996	ROE ET AL.	
		US-5,569,234	A	10/29/1996	BUELL ET AL.	
		US-5,571,096	A	11/05/1996	DOBRIN ET AL.	
		US-5,580,411	A	12/03/1996	NEASE ET AL.	
		US-5,582,606		12/10/1996	BRUEMMER ET AL.	
		US-5,591,152	A	01/07/1997	BUELL ET AL.	
		US-5,607,760	A	03/04/1997	ROE	
		US-5,609,587	A	03/11/1997	ROE	
		US-5,635,191	A	06/03/1997	ROE ET AL.	
		US-5,643,588	A	07/01/1997	ROE ET AL.	
		US-5,669,897	A	09/23/1997	LAVON ET AL.	
		US-5,865,823	A	02/02/1999	CURRO	
		US-5,904,675		05/18/1999	LAUX ET AL.	
		US-5,938,648	A	08/17/1999	LAVON ET AL.	
		US-5,968,025	A	10/19/1999	ROE ET AL.	
		US-5,993,433		11/30/1999	ST. LOUIS ET AL.	
		US-6,004,306	A	12/21/1999	ROBLES ET AL.	
		US-6,248,097 B1		06/19/2001	BEITZ ET AL.	
		US-6,440,117 B1		08/27/2002	ITOH ET AL.	
		US-6,443,940 B1		09/03/2002	ASHTON ET AL.	
		US-6,648,870 B2		11/18/2003	ITOH ET AL.	
		US-6,716,205 B2		04/06/2004	POPP ET AL.	
		US-2002/0040215 A		04/04/2002	SUZUKI	
		US-2003/0114827 A1		06/19/2003	PETERSON	
		US-				

FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. ¹	FOREIGN PATENT DOCUMENT			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)				
		EP	0 797 968 A1		10/01/1997	THE PROCTER & GAMBLE COMPANY		
		EP	1 059 072 A2		12/13/2000	UNI-CHARM CORP.		
		JP	10-277092		10-20-1998	DAIO PAPER CO. LTD.		
		JP	1998277092A		10/20/1998	DAIO PAPER CORP.		
		JP	2000-342623 A		12-12-2000	UNI-CHARM CORP.		
EXAMINER						DATE CONSIDERED		

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of U.S. Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 37 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.